

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1746 be amended to read as follows:

- 1 Page 2, after line 31, begin a new paragraph and insert:
- 2 "SECTION 2. IC 36-2-13-5.5 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5.5. (a) The sheriffs
- 4 shall jointly establish and maintain a sex offender web site, known as
- 5 the Indiana sheriffs' sex offender registry, to inform the general public
- 6 about the identity, location, and appearance of every sex offender
- 7 residing within Indiana. The web site must provide information
- 8 regarding each sex offender, organized by county of residence. The
- 9 web site shall be updated at least every seven (7) days.
- 10 (b) The sex offender web site must include the following
- 11 information:
- 12 (1) A recent photograph of every sex offender who has registered
- 13 with a sheriff after the effective date of this chapter.
- 14 (2) The home address of every sex offender.
- 15 (3) **Except as provided in subsection (f),** the information
- 16 required to be included in the sex offender directory
- 17 (IC 5-2-12-6).
- 18 (c) Every time a sex offender submits a new registration form to the
- 19 sheriff, but at least once per year, the sheriff shall photograph the sex
- 20 offender. The sheriff shall place this photograph on the sex offender
- 21 web site.
- 22 (d) The photograph of a sex offender described in subsection (c)
- 23 must meet the following requirements:
- 24 (1) The photograph must be full face, front view, with a plain

1 white or off-white background.

2 (2) The image of the offender's face, measured from the bottom of
3 the chin to the top of the head, must fill at least seventy-five
4 percent (75%) of the photograph.

5 (3) The photograph must be in color.

6 (4) The photograph must show the offender dressed in normal
7 street attire, without a hat or headgear that obscures the hair or
8 hairline.

9 (5) If the offender normally and consistently wears prescription
10 glasses, a hearing device, wig, or a similar article, the photograph
11 must show the offender wearing those items. A photograph may
12 not include dark glasses or nonprescription glasses with tinted
13 lenses unless the offender can provide a medical certificate
14 demonstrating that tinted lenses are required for medical reasons.

15 (6) The photograph must have sufficient resolution to permit the
16 offender to be easily identified by a person accessing the sex
17 offender web site.

18 (e) The sex offender web site may be funded from:

19 (1) the jail commissary fund (IC 36-8-10-21);

20 (2) a grant from the criminal justice institute; and

21 (3) any other source, subject to the approval of the county fiscal
22 body.

23 **(f) The sex offender web site may not include a sex offender's**
24 **Social Security number."**

25 Renumber all SECTIONS consecutively.

(Reference is to HB 1746 as printed February 9, 2005.)

Representative Avery